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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/648,991	08/27/2003	Christopher K. Karstens	RSW920020083US1	4362

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EXAMINER
DAYE, CHELCIE L

ART UNIT	PAPER NUMBER
2161	

DATE MAILED: 08/24/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

PTO-90C (Rev. 10/03)

	Application No.	Applicant(s)
Office Action Summary	10/648,991	KARSTENS, CHRISTOPHER K.
	Examiner	Art Unit	
	Chelcie Daye	2161	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE <u>3</u> MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

1)☒ Responsive to communication(s) filed on <u>31 May 2006</u>.

2a)☒ This action is **FINAL.**   2b)☐ This action is non-final.

3)☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

4)☒ Claim(s) *1-3,5-10,12-16 and 18-25* is/are pending in the application.

4a) Of the above claim(s) _____ is/are withdrawn from consideration.

5)☐ Claim(s) _____ is/are allowed.

6)☒ Claim(s) *1-3,5-10,12-16 and 18-25* is/are rejected.

7)☐ Claim(s) _____ is/are objected to.

8)☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

9)☐ The specification is objected to by the Examiner.

10)☐ The drawing(s) filed on _____ is/are: a)☐ accepted or b)☐ objected to by the Examiner.

Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).

Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).

11)☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

12)☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).

a)☐ All   b)☐ Some * c)☐ None of:

1.☐ Certified copies of the priority documents have been received.

2.☐ Certified copies of the priority documents have been received in Application No. _____.

3.☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

1) ☒ Notice of References Cited (PTO-892)

2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)

3) ☐ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08) Paper No(s)/Mail Date _____.

4) ☐ Interview Summary (PTO-413) Paper No(s)/Mail Date. _____.

5) ☐ Notice of Informal Patent Application (PTO-152)

6) ☐ Other: _____.

DETAILED ACTION

1.   This action is issued in response to applicant's amendment filed on May 31,

2006.

2.   Claims 1-3,5-10,12-16,and 18-25 are presented. Claims 4,11,and 17 are

cancelled and no claims added.

3.   Claims 1-3,5-10,12-16,and 18-25 are pending.

4.   Applicant's arguments filed May 31, 2006, have been fully considered but they

are not persuasive.

Claim Rejections - 35 USC § 103

5.   The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all

obviousness rejections set forth in this Office action:

> (a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negatived by the manner in which the invention was made.

6.   **Claims 1-3,5,8-10,12,14-16,18,and 21-25 are rejected under 35 U.S.C. 103(a)**

as being unpatentable over Richomme (US Patent Application No. 20030235279)

filed on March 26, 2003, in view of Nishizawa (US Patent Application No.

20020004734) filed on January 19, 2001.

Regarding Claims 1,8, and 14, Richomme discloses a computer-

implemented method for dynamically adjusting an agenda using a computer

system, said method comprising:

an agenda management tool for dynamically adjusting an agenda ([0009],

lines 2-5, Richomme), the agenda adjustment tool comprising software code

effective to ([0024], lines 9-11, Richomme):

receiving a request at the computer system ([0023], lines 7-12,

Richomme), the request corresponding to a first agenda item from a plurality of

agenda items included in the agenda ([0029], lines 1-4, Richomme)[1];

retrieving, by the computer system, one or more first agenda item

attributes corresponding to the first agenda item ([0030], lines 1-3, Richomme)[2];

and

identifying, by the computer system, a second agenda item from the

plurality of agenda items ([0029], lines 1-4, Richomme)[3], wherein the second

agenda item is subsequent to the first agenda item (Fig.2; Richomme)[4].

However, Richomme is silent with respect to determining, by the computer

system, to adjust one or more of the first agenda item attributes based upon the

request; adjusting, by the computer system, one or more of the first agenda item

attributes in response to the determination; determining, by the computer system,

to change one or more second agenda item attributes corresponding to the

second agenda item in response to the adjusting; changing, by the computer

system, one or more of the second agenda item attributes in response to

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[1] Examiner Notes: Fig.2, items "GISSUE", "SISSUE1", and "SISSUE2" correspond to the plurality of
agenda items within an agenda and "GISSUE" corresponds to the first agenda item.
[2] Examiner Notes: Fig.2, items T1,T2, and T3 are attributes of the agenda items. Therefore, T1 is the
attribute, which corresponds to the first agenda item. Also, the attributes are displayed on the GUI, which
corresponds to the act of retrieving.
[3] Examiner Notes: The second agenda item corresponds to "SISSUE1".

determining to change one or more of the second agenda item attributes

corresponding to the second agenda; the system having one or more processors;

a memory accessible by the processors; and one or more nonvolatile storage

devices accessible by the processors. However, Nishizawa discloses

determining, by the computer system, to adjust one or more of the first agenda

item attributes based upon the request ([0046], lines 13-21, Nishizawa)[5];

adjusting, by the computer system, one or more of the first agenda item attributes

in response to the determination ([0046], lines 13-21, Nishizawa); determining, by

the computer system, to change one or more second agenda item attributes

corresponding to the second agenda item in response to the adjusting ([0058],

Nishizawa); changing, by the computer system, one or more of the second

agenda item attributes in response to determining to change one or more of the

second agenda item attributes corresponding to the second agenda ([0061],

Nishizawa); the system having one or more processors ([0034], lines 3-4,

Nishizawa)[6]; a memory accessible by the processors (Fig.1, item 12, Nishizawa);

and one or more nonvolatile storage devices accessible by the processors (Fig.1,

item 14, Nishizawa). Richomme and Nishizawa are analogous art because they

are form the same field of endeavor of managing schedule information. It would

have been obvious to one of ordinary skill in the art at the time of the invention to

incorporate Nishizawa's teachings into the Richomme system. Since, Richomme

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[4] Examiner Notes: The second agenda item occurs after (i.e. subsequent) the first agenda item.
[5] Examiner Notes: The schedule managing module performs the act of determining and adjusting the first agenda item attribute.
[6] Examiner Notes: "CPU" corresponds to a processor.

is performed over the Web (i.e. the Internet which is accessed through a computer system), it would have been obvious to combine the two references in order to further clarify specific components of the system. Also, a skilled artisan would have been motivated to combine as suggested by Nishizawa at [0005-0006], in order to alleviate certain problems when a user sets new items into the agenda, and adjusting becomes complicated. Therefore, as a result automatically adjusting the new and existing agenda items benefit the system for progressing the amount of time lost.

Regarding Claims 2,9, and 15, the combination of Richomme in view of Nishizawa, disclose the method wherein at least one of the first agenda item attributes are selected from the group consisting of a start time, an end time, a progress indicator, a timeslot ([0030], lines 1-3, Richomme), a time window, and a font property.

Regarding Claims 3,10, and 16, the combination of Richomme in view of Nishizawa, disclose the method further comprising:

identifying one or more first agenda item participants corresponding to the first agenda item (Fig.2, "Participants"; [0021], lines 3-7, Richomme)[7]; and

notifying one or more of the first agenda item participants in response to the adjusting ([0022], lines 4-5, Richomme).

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[7] Examiner Notes: The act of identifying corresponds to "providing".

Regarding Claims 5,12, and 18, the combination of Richomme in view of Nishizawa, discloses the method further comprising:

detecting that the request is an agenda item order change request ([0053], lines 25-29, Nishizawa), the agenda item order change request corresponding to a new agenda order ([0035], lines 10-13, Nishizawa);

analyzing the new agenda order ([0056], lines 6-9, Nishizawa), the analyzing including identifying a third agenda item whose timeslot requires changing in response to the new agenda order ([0056], lines 9-18, Nishizawa);

changing the third agenda's timeslot in response to the analyzing ([0056], lines 18-22, Nishizawa); and

notifying one or more participants in response to the changing ([0039], lines 17-22, Richomme).

Regarding Claims 21,23, and 24, the combination of Richomme in view of Nishizawa, discloses an information handling system comprising:

one or more processors ([0034], lines 3-4, Nishizawa);

a memory accessible by the processors (Fig.1, item 12, Nishizawa);

one or more nonvolatile storage devices accessible by the processors (Fig.1, item 14, Nishizawa); and

an agenda management tool for dynamically adjusting an agenda ([0009],

lines 2-5, Richomme), the agenda adjustment tool comprising software code

effective to ([0024], lines 9-11, Richomme):

receive a request at the computer system ([0023], lines 7-12, Richomme),

the request corresponding to a first agenda item from a plurality of agenda items

included in the agenda ([0029], lines 1-4, Richomme);

retrieve, by the computer system, one or more first agenda item attributes

corresponding to the first agenda item ([0030], lines 1-3, Richomme), wherein at

least one of the first agenda item attributes are selected from the group

consisting of a start time, an end time, a progress indicator, a timeslot ([0030],

lines 1-3, Richomme), a time window, and a font property;

determine, by the computer system, to adjust one or more of the first

agenda item attributes based upon the request ([0046], lines 13-21, Nishizawa);

adjust, by the computer system, one or more of the first agenda item

attributes in response to the determination ([0046], lines 13-21, Nishizawa);

identifying, by the computer system, a second agenda item from the

plurality of agenda items, wherein the second agenda item is subsequent to the

first agenda item ([0029], lines 1-4, Richomme);

determining, by the computer system, to change one or more second

agenda item attributes corresponding to the second agenda item in response to

the adjusting ([0058], Nishizawa); and

changing, by the computer system, one or more of the second agenda

item attributes in response to determining to change one or more of the second

agenda item attributes corresponding to the second agenda ([0061], Nishizawa);

identify one or more first agenda item participants corresponding to the

first agenda item (Fig.2, "Participants"; [0021], lines 3-7, Richomme); and

notify one or more of the first agenda item participants in response to the

adjusting ([0022], lines 4-5, Richomme).

Regarding Claims 22 and 25, the combination of Richomme in view of

Nishizawa, discloses the method for dynamically adjusting an agenda using a

computer system, said method comprising:

receiving a request at the computer system ([0023], lines 7-12,

Richomme), the request corresponding to a first agenda item from a plurality of

agenda items included in the agenda ([0029], lines 1-4, Richomme);

detecting that the request is an agenda item order change request ([0053],

lines 25-29, Nishizawa), the agenda item order change request corresponding to

a new agenda order ([0035], lines 10-13, Nishizawa);

retrieving, by the computer system, one or more first agenda item

attributes corresponding to the first agenda item ([0030], lines 1-3, Richomme),

wherein at least one of the first agenda item attributes are selected from the

group consisting of a start time, an end time, a progress indicator, a timeslot

([0030], lines 1-3, Richomme), a time window, and a font property;

determining, by the computer system, to adjust one or more of the first agenda item attributes based upon the request ([0046], lines 13-21, Nishizawa);

adjusting, by the computer system, one or more of the first agenda item attributes in response to the determination ([0046], lines 13-21, Nishizawa);

identifying, by the computer system, a second agenda item from the plurality of agenda items, wherein the second agenda item is subsequent to the first agenda item ([0029], lines 1-4, Richomme);

determining, by the computer system, to change one or more second agenda item attributes corresponding to the second agenda item in response to the adjusting ([0058], Nishizawa); and

changing, by the computer system, one or more of the second agenda item attributes in response to determining to change one or more of the second agenda item attributes corresponding to the second agenda ([0061], Nishizawa);

analyzing the new agenda order ([0056], lines 6-9, Nishizawa), the analyzing including identifying a third agenda item whose timeslot requires changing in response to the new agenda order ([0056], lines 9-18, Nishizawa);

changing the third agenda's timeslot in response to the analyzing ([0056], lines 18-22, Nishizawa); and

notifying one or more participants in response to the changing ([0039], lines 17-22, Richomme).

7.   **Claims 6,7,13,19, and 20 are rejected under 35 U.S.C. 103(a) as being unpatentable over Richomme (US Patent Application No. 20030235279) filed on March 26, 2003, in view of Nishizawa (US Patent Application No. 20020004734) filed on January 19, 2001, as applied to claims 1-3,5,8-10,12,14-16,18,and 21-25 above, and further in view of Salesky (US Patent No. 6,343,313) filed on March 25, 1997.**

Regarding Claims 6,13, and 19, the combination of Richomme in view of Nishizawa, discloses all of the claimed subject matter as stated above. However, Richomme in view of Nishizawa, are silent with respect to receiving a subscription request from a participant, the subscription request associated with an entry point that corresponds to the first agenda item, the entry point being an instant in time that the participant is allowed to join a meeting associated with the agenda; selecting the first agenda item; notifying, at the entry point, the participant in response to the selecting; and subscribing, at the entry point, the participant in response to the notifying. On the other hand, Salesky discloses receiving a subscription request from a participant (column 18, lines 12-15, Salesky)[8], the subscription request associated with an entry point that corresponds to the first agenda item (column 15, lines 3-6, Salesky), the entry point being an instant in time that the participant is allowed to join a meeting

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[8] Examiner Notes: "Join" corresponds to subscription.

associated with the agenda (column 18, lines 18-26, Salesky)[9]; selecting the first

agenda item (column 2, lines 39-41, Salesky); notifying, at the entry point, the

participant in response to the selecting (column 15, lines 1-6, Salesky)[10]; and

subscribing, at the entry point, the participant in response to the notifying (column

14, lines 65-67, Salesky). It would have been obvious to one of ordinary skill in

the art at the time of the invention to incorporate Salesky's teaching into the

Richomme in view of Nishizawa system. A skilled artisan would have been

motivated to combine, as suggested by Salesky at column 2, lines 10-21, in order

to first determine whether the participant was allowed access to the meeting and

if so, exactly what their privileges were and what role they played in the meeting.

As a result, this allows the system to be more flexible and understanding for

those participants whom may be running late or needed to disconnect

temporarily, and is now trying to rejoin, all in all, more user-friendly.

Regarding Claims 7 and 20, the combination of Richomme in view of

Nishizawa, and further in view of Salesky, disclose the method further

comprising:

modifying a progress indicator based upon the request (column 14, lines

60-63, Salesky), wherein the modifying corresponds to the progress of the first

agenda item (column 18, lines 22-26, Salesky).

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[9] Examiner Notes: The instant in time for the entry point is represented by the server verifying and
authorizing the conferee to join. Therefore, whenever the conferee is authorized to join is the instant in
time to enter into the conference.
[10] Examiner Notes: The act of notifying corresponds to a gong sounding and a new icon appearing.

Response to Arguments

Applicant's arguments with respect to claims 1-3,5,8-10,12,14-16,18,and 21-25

have been considered but are moot in view of the new ground(s) of rejection.

Applicant argues, in regards to claims 6,13,and 19, Salesky does not teach,

"notifying and subscribing a participant at an entry point".

Examiner respectfully disagrees. Newly amended claim 6 recites notifying and

subscribing at an entry point, and the entry point was further defined to be an instant in

time that the participant is allowed to join. As stated in the action above, Salesky

discloses at paragraphs [0014],[0015],and [0018], wherein the participant is verified and

authorized to join the meeting. The verification and authorization of the joining

represents the instant in time when the participant is allowed to join. Also, once a

participant is authorized to join a gong sounds and an icon appears to indicate (i.e.

notify) that the participant is joining. The notifying happens at the joining stage (i.e. entry

point) and the subscribing is obviously done at the entry point, because in order to join a

meeting it must been done at that particular instant in time. Lastly, applicant argues

Salesky does not wait until an entry point to notify and subscribe a participant, but rather

performs the steps immediately. Examiner respectfully disagrees. The action of joining

the participant is not immediate, the participant must first be verified and then

authorized. Resulting, in a particular instant in time.

Conclusion

8.   Applicant's amendment necessitated the new ground(s) of rejection presented in

this Office action.

9.   Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant

is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE

MONTHS from the mailing date of this action. In the event a first reply is filed within

TWO MONTHS of the mailing date of this final action and the advisory action is not

mailed until after the end of the THREE-MONTH shortened statutory period, then the

shortened statutory period will expire on the date the advisory action is mailed, and any

extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of

the advisory action. In no event, however, will the statutory period for reply expire later

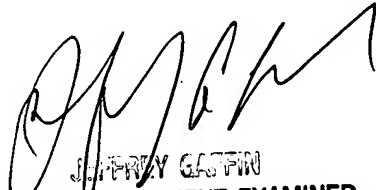than SIX MONTHS from the date of this final action.

Points of Contact

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Chelcie Daye whose telephone number is 571-272-3891. The examiner can normally be reached on M-F, 7:00 - 4:30.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Jeffrey Gaffin can be reached on 571-272-4146. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Chelcie Daye
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August 10, 2006

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